



**UNITED STATES PATENT AND TRADEMARK OFFICE**

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/902,287	07/10/2001	Michael Conor Minogue	

**CONFIRMATION NO. 8694**  
**FORMALITIES LETTER**

FROMMER LAWRENCE & HAUG LLP  
745 Fifth Avenue  
New York, NY 10151



\*OC00000006492400\*

Date Mailed: 08/29/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- An abstract was not provided for this application. An abstract of the technical disclosure is required under 37 CFR 1.72(b).

*A copy of this notice MUST be returned with the reply.*

*Ludilca*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



03-18-02

0300  
PATENT  
660057-2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Michael Conor MINOGUE  
Michael Louis CROWE

U.S. Appln. No. : 09/902,287

U.S. Filing Date : July 10, 2001

Title of Invention : AN ELECTROTHERAPY DEVICE AND  
METHOD

745 Fifth Avenue  
New York, NY 10151

**EXPRESS MAIL**

Mailing Label Number: EV 073697738 US

Date of Deposit: March 14, 2002

I hereby certify that this paper or fee is being deposited with the  
United States Postal Service "Express Mail Post Office to  
Addressee" Service under 37 CFR 1.10 on the date indicated  
above and is addressed to the Assistant Commissioner for Patents  
Washington, DC 20231.

Edward Noy  
(Typed or printed name of person mailing paper or fee)

Edward Noy  
(Signature of person mailing paper or fee)

**RESPONSE TO**  
**NOTICE OF INCOMPLETE REPLY**

Assistant Commissioner for Patents  
Washington, D.C. 20231  
Box Missing Parts

Dear Sir:

In response to the Notice of Incomplete Reply mailed February 6, 2002,  
Applicants respond as follows. The Notice of Incomplete Reply indicates that the Oath or  
Declaration submitted with the application is unsigned. Applicants submit that a signed

Declaration was submitted to the U.S. Patent and Trademark Office by Express Mail on October 26, 2001. Applicants enclose a copy of the return receipt postcard received from the U.S. Patent and Trademark Office, a copy of the Express Mail label, a copy of the original response, and a copy of the signed Declaration submitted therewith.

In view of the foregoing, it is believed that the above-identified application is complete and early examination thereof on its merits is solicited.

Please charge any additional fees required for the filing of this application or credit any overpayment to Deposit Account No. 50-0320.

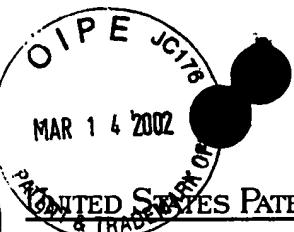
Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP  
Attorneys for Applicants

By:

  
\_\_\_\_\_  
Gordon Kessler  
Reg. No. 38,511  
(212) 588-0800

Encls. Copy of the return receipt postcard  
Copy of the Express Mail label  
Copy of the original response (10/26/01)  
Copy of check #018205 for \$65.00  
Copy of the signed Declaration  
Copy of Notice to File Missing Parts (8/29/01)



UNITED STATES PATENT AND TRADEMARK OFFICE

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UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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09/902,287	07/10/2001	Michael Conor Minogue	

CONFIRMATION NO. 8694  
FORMALITIES LETTER



\*OC000000007429794\*

FROMMER LAWRENCE & HAUG LLP  
745 Fifth Avenue  
New York, NY 10151

Date Mailed: 02/06/2002

**NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)**

*Filing Date Granted*

The U.S. Patent and Trademark Office has received your reply on 01/21/2002 to the Notice to File Missing Parts (Notice) mailed 08/29/2001 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The required items noted below SHOULD be filed along with any items required above. The filing date of this nonprovisional application will be the date of receipt of the items required above.

- The oath or declaration is unsigned.

*A copy of this notice **MUST** be returned with the reply.*

*A. Teague*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



MAR 14 2002

Serial No. 09/902,287

File No. 660057-2005

By GNC

Title In the Matter of the Application of

The following due

in the U.S. Patent Office, was received in the Patent Office

- Affidavit  Declaration  
 Amendment  
 Preliminary Amendment  
 Amendment After Final Rejection  
 Request for Extension of Time  
 Provisional Patent Application  
 Application for Patent, including  
    \_\_\_\_ Pages Specification \_\_\_\_ Claims  
 Declaration  Oath  Power  
 Request for Filing Continuation or Divisional  
    Application \_\_\_\_ sheets, in duplicate  
 File Wrapper Continuation Patent Application  
    \_\_\_\_ sheets, in duplicate  
 PCT Request \_\_\_\_ sheets, including  
 Transmittal Letter to the US/RO  
 Assignment  Recordation Cover Sheet
- Express Mail Mailing Certificate  
 (separate sheet) 01/29/06 40  
 Check No. 01/2005 for \$ 65  
 Deposit Account Order Form  
 Drawing \_\_\_\_ Sheet(s)  
 Information Disclosure Statement  
 PTO Form 1449  
 Issue Fee Transmittal  
 Brief  Letter  
 Application for TM Registration  
    Including \_\_\_\_ Specimens  
 Status Request  Notice of Appeal  
 Petition  Response to NOTICE  
 Priority Document TO FILE MISSING PARTS  
 Small Entity Declaration  
 Copy of Notice

Express 8/9/06 8/15 US on 10/26/01

Serial No. 09/902,287

File No. 660057-2005

By GNC

Title In the Matter of the Application of

The following due in the U.S. Patent Office, was received in the Patent Office

- Affidavit  Declaration  
 Amendment  
 Preliminary Amendment  
 Amendment After Final Rejection  
 Request for Extension of Time  
 Provisional Patent Application  
 Application for Patent, including  
    \_\_\_\_ Pages Specification \_\_\_\_ Claims  
 Declaration  Oath  Power  
 Request for Filing Continuation or Divisional  
    Application \_\_\_\_ sheets, in duplicate  
 File Wrapper Continuation Patent Application  
    \_\_\_\_ sheets, in duplicate  
 PCT Request \_\_\_\_ sheets, including  
 Transmittal Letter to the US/RO  
 Assignment  Recordation Cover Sheet
- Express Mail Mailing Certificate  
 (separate sheet) 01/29/06 40  
 Check No. 01/2005 for \$ 65  
 Deposit Account Order Form  
 Drawing \_\_\_\_ Sheet(s)  
 Information Disclosure Statement  
 PTO Form 1449  
 Issue Fee Transmittal  
 Brief  Letter  
 Application for TM Registration  
    Including \_\_\_\_ Specimens  
 Status Request  Notice of Appeal  
 Petition  Response to NOTICE  
 Priority Document TO FILE MISSING PARTS  
 Small Entity Declaration  
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1-1-210428

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745 FIFTH AVENUE  
NEW YORK, NY 10151

October 26 2001

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\$ 65.00

THE SUITE 650

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NEW YORK, NY 10022

CHARGE ANY ADD'L FEES TO DEPOSIT ACCT. #50-0320

FROMMER LAWRENCE &amp; HAUG LLP

#018205# 0210000181# 6301147455#

## DETACH AND RETAIN THIS STATEMENT

FROMMER LAWRENCE &amp; HAUG LLP

THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW.  
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED.

APPLICANT

*Minogue et al.*

SERIAL NO.

09/902,287

FL &amp; H DOCKET NO. 660059-2005

TITLE

*An Electrotherapy Device and Method*

- APPEAL BRIEF
- APPEAL FEE
- CERTIFICATE OF CORRECTION
- DISCLAIMER
- EXTENSION OF TIME
- FEE FOR ADDED CLAIMS
- FILING FEE
- ISSUE FEE
- MAINTENANCE FEE
- MISSING PARTS
- NOTICE OF OPPOSITION

PLEASE CHARGE ANY ADDITIONAL FEES OR CREDIT OVER PAYMENT TO DEPOSIT ACCOUNT NO. 50-0320

- PETITION FEE
- PETITION FOR CANCELLATION
- PETITION TO REVIVE
- RECORDING FEE
- REQUEST FOR ORAL HEARING
- SEC. 8 TM DECLARATION FEE
- STATEMENT OF USE
- TM RENEWAL
- Surcharge*

## CHARGE TO

NAME OF CLIENT OR ACCOUNT	FILE NO.	ATTORNEY	AMOUNT
	660059-2005	6K/PD	65 00